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| 8 9 | UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT SEATTLE | | |
| 10 | DEVELOPERS SURETY AND INDEMNITY COMPANY, | No. 2:23-cv-00946-JNW | |
| 11 | Plaintiff, | STIPULATION AND (PROPOSED) | |
| 12 | V. | ORDER FOR DISMISSAL OF ALL CLAIMS | |
| 13 | R W ANDERSON INC. d/b/a R W ANDERSON | | |
| 14 | HOMES; RYAN WESLEY ANDERSON; DNC DRYWALL, LLC; and JOSE CHAVEZ, | | |
| 15 | Defendants. | | |
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| 17 | <u>STIPULATION</u> | | |
| 18 | Pursuant to FRCP 41(a)(1)(A)(ii), Plaintiff Developers Surety and Indemnity | | |
| 19 | Defendants R W Anderson Inc. d/b/a R W Anderson Homes, Ryan Wesley Anderson, DNO | | |
| 20 | Drywall, LLC and Jose Chavez, by and through their attorneys of record, hereby stipulate an | | |
| 21 | agree to the dismissal of all claims between them, with prejudice and without fees or cost | | |
| 22 | awarded against any party. | | |
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| | STIPULATION AND [PROPOSED] ORDER FOR DISMI OF ALL DEFENDANTS - 1 CASE NO. 2:23-CV-00946-JNW | LAW OFFICES OF COZEN O'CONNOR A PROFESSIONAL CORPORATION 999 THIRD AVENUE SUITE 1900 SEATTLE, WASHINGTON 98104 (206) 340-1000 | |
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Case 2:23-cv-00946-JNW Document 17 Filed 11/09/23 Page 2 of 5

| 1 | Dated this 1 st day of November, 2023. | Dated this 1 st day of November, 2023. |
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| 2 | COZEN O'CONNOR | FOREMAN STURM & THEDE LLP |
| 3 | COZEN O CONNOR | FOREMAN STORM & THEDE LLF |
| 4 | By: <u>/s/ Peter Berg</u> Peter Berg, WSBA No. 46757 | By: /s/Linda L. Foreman Linda L. Foreman, WSBA No. 11817 |
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| 6 | Seattle, Washington 98104 Telephone: 206.340.1000 | Direct (425) 327-0881 |
| 7 | Toll Free Phone: 800.423.1950 Facsimile: 206.621.8783 | Phone: (425) 377-1100 Email: linda@foremansturm.com |
| 8 | Email: pberg@cozen.com | Attorney for Defendants R W Anderson, Inc. |
| 9 | Attorney for Plaintiff | dba R W Anderson Homes and Ryan Wesley Anderson |
| 10 | Dated this 1 st day of November, 2023. | Dated this 1 st day of November, 2023. |
| 11 | MONTGOMERY PURDUE PLLC | LEHMBECKER LAW FIRM |
| 12 | By: /s/Benjamin I. VandenBerghe | By: /s/Elizabeth LePley |
| 13 | Benjamin I. VandenBerghe, WSBA No. 35477 Kay R. Lurie, WSBA No. 51419 | Elizabeth LePley, WSBA No. 40667 11711 SE 8th Street, Suite 120 |
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| 17 | Email: biv@montgomerypurdue.com klurie@montgomerypurdue.com | Attorney for Defendant Jose Chavez |
| 18 | Attorneys for Defendant DNC Drywall | |
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| | STIPULATION AND [PROPOSED] ORDER FOR DISM | ISSAL LAW OFFICES OF |

STIPULATION AND [PROPOSED] ORDER FOR DISMISSAL OF ALL DEFENDANTS - 2 CASE NO. 2:23-CV-00946-JNW

COZEN O'CONNOR
A PROFESSIONAL CORPORATION
999 THIRD AVENUE
SUITE 1900
SEATTLE, WASHINGTON 98104
(206) 340-1000

ORDER OF DISMISSAL 1 THIS MATTER having come before the Court upon the Stipulation of the above-2 referenced parties, and the Court having reviewed the Stipulation and finding good cause, it is 3 hereby ORDERED, ADJUDGED AND DECREED that all claims between Plaintiff and 5 Defendants are hereby dismissed in their entirety with prejudice and without fees or costs against 6 any party. 7 DATED this 9th day of November, 2023. 8 Land W 9 Jamal N. Whitehead 10 United States District Judge 11 **Presented by:** 12 COZEN O'CONNOR 13 By: /s/ Peter Berg Peter Berg, WSBA No. 46757 14 999 Third Avenue, Suite 1900 Seattle, Washington 98104 15 Telephone: 206.340.1000 16 Toll Free Phone: 800.423.1950 Facsimile: 206.621.8783 17 Email: pberg@cozen.com Attorneys for Plaintiff 18 19 **Approved; Notice of Presentation Waived:** 20 FOREMAN STURM & THEDE LLP 21 By: /s/ Linda L. Foreman Linda L. Foreman, WSBA No. 11817 22 5825 60th Street SE Snohomish, Washington 98290-5104 23 Direct (425) 327-0881 Phone: (425) 377-1100 24 Email: linda@foremansturm.com 25 Attorney for Defendants R W Anderson, Inc. dba R W Anderson Homes and Ryan Wesley Anderson 26 LAW OFFICES OF STIPULATION AND [PROPOSED] ORDER FOR DISMISSAL COZEN O'CONNOR OF ALL DEFENDANTS - 3 ROFESSIONAL CORPORATION 999 THIRD AVENUE CASE NO. 2:23-CV-00946-JNW SUITE 1900 SEATTLE, WASHINGTON 98104

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| 15 | Attorney for Defendant Jose Chavez | | |
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STIPULATION AND [PROPOSED] ORDER FOR DISMISSAL OF ALL DEFENDANTS - 4 CASE NO. 2:23-CV-00946-JNW

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I hereby certify that on November 1, 2023, I electronically filed the foregoing

CERTIFICATE OF SERVICE

document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record.

DATED this 1st day of November, 2023.

COZEN O'CONNOR

By: <u>/s/ Bonnie L. Buckner</u>

Bonnie L. Buckner, Legal Secretary 999 Third Avenue, Suite 1900 Seattle, Washington 98104 Telephone: 206.340.1000 Toll Free Phone: 800.423.1950 Facsimile: 206.621.8783

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STIPULATION AND [PROPOSED] ORDER FOR DISMISSAL OF ALL DEFENDANTS - 5 CASE NO. 2:23-CV-00946-JNW

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